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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/021,474	10/30/2001	Sukhminder Grewal	17652-00008	1287
7590		03/09/2007	EXAMINER	
John S. Beulick		CHOJNACKI, MELLISSA M		
Armstrong Teasdale LLP				
Suite 2600		ART UNIT		
One Metropolitan Sq.		PAPER NUMBER		
St. Louis, MO 63102		2164		
SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE		
3 MONTHS	03/09/2007	PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/021,474

Applicant(s)

GREWAL ET AL.

Examiner

Melissa M. Chojnacki

Art Unit

2164

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 December 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-17 and 21-25 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-17 and 21-25 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.



SAM RIMELL
PRIMARY EXAMINER

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____

- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION


Remarks

1. In response to communications filed on December 11, 2006, claims 18-20 have been cancelled; claims 1, 8, and 21-22 have been amended, and no new claims have been added. Therefore, claims 1-17 and 21-25 are still presently pending in the application.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

 3. Claims ^{1-17, 20-25}~~1-25~~ are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter, which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Claims 1, 8 and 21 disclose *"the user to select...from a list of business communities"*. The examiner cannot find any type of reference within the Specification to a user selecting from a **"list of business communities"** the only mention of a user selecting anything pertains to a user selecting from search results, there is no mention of a list.

Claims 2-7, 9-20 and 22-25 are rejected under 35 U.S.C. 112, first paragraph because they are dependent upon rejected independent claims 1, 8 and 21.

Claims 2, and 10 disclose "*business community button*"; "*sub-business community button*" and "*customized business community button*". The examiner cannot find any type of reference within the Specification to "buttons".

Claim 22 discloses "a business community selector, a sub-business community selector and a customized business community selector". The examiner cannot find any type of reference within the Specification to "selector", it is also unclear as to what a "selector" signifies within the claim.

Response to Arguments

4. Applicant's arguments filed on 11-December -2006, with respect to the rejected claims 1-17 and 21-25 have been fully considered but they are not found to be persuasive:

In response to applicants' arguments regarding "Applicants submit that the originally filed specification clearly describes assigning a user to at least one customized business community by enabling the user to select at least one customized business community from a list of business communities... Paragraph 0022 does describe enabling a user to customize a home page by selecting particular communities to which the user desires to belong. Applicants respectfully submit that one skilled in the art would understand, after reading Paragraph 0022, that in order for the user to select particular communities to which the user desires to belong, the user would be selecting

the particular communities from a list of business communities. Accordingly, Applicants submit that one skilled in the art, after reading Paragraph 0022, would understand the recitation 'assigning the user to at least one customized business community by enabling the user to select the at least one customized business community from a list of business communities' as recited in Claim 1," the arguments have been fully considered but are not found to be persuasive, because a user "selecting particular communities" does not mean that the community is selected from a "list". One skilled in the art would not make this assumption, because a user can select a community and/or communities from a piece of paper in front of them or a website which they may have access too, therefore just because a user is making a selection does not mean that selection is coming from a "list of communities". A "list" signifies that there is a group of one or more communities categorized or cluster together, however the specification, specifically the sections cited by the applicant, does not suggest a grouping of communities of any kind. Furthermore, Figures 1-7 also do not suggest that there is a list from which the user can select a community, therefore the examiner maintains her rejection that a "list of communities" is new matter.

In response to applicants' arguments regarding "Claim 2 recites in part a 'method according to Claim1 wherein the search zoom tool includes a business community button, a sub-business community button, and a customized business community button' ... Claim 10 includes a similar recitation. As explained below, Applicants submit that the originally filed specification clearly describes a 'user interactive selection bar on which a user can select the search results to be displayed.' The figures, namely Figures

4-7, show that the selection bar includes multiple "buttons". These buttons allow a user to display the search results for the community or communities associated with the displayed buttons," the arguments have been fully considered but are not found to be persuasive, because "user interactive selection bar" is not the same as "business community button" or a "a sub-business community button". Also, the "user interactive selection bar" has not been identified/labeled in figure 4, so it is unclear as to what the "user interactive selection bar" is in the figure. Figures 4-7 also, state that a user can "click on any of the section below to view the search results", so how is the examiner suppose to assume that a button is clicked to narrow the search when the figures show that a user can select from search results in order narrow the search. A "business community button" and a "a sub-business community button", are specific named buttons however, there is no mention of them in the specification or no labeling of them in the figures, therefore one skilled in the art cannot make an assumption that these buttons exist. If the specification discloses a "user interactive selection bar", then the claims should disclose "user interactive selection bar" and not a "zoom tool" which includes ""business community button" and a "a sub-business community button". Examiner maintains her rejection that "buttons" is not disclosed in the specification.

Conclusion

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mellissa M. Chojnacki whose telephone number is (571) 272-4076. The examiner can normally be reached on 9:00am-5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Rones can be reached on (571) 272-4085. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2164

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

March 1, 2007

Mmc



SAM RIMELL
PPAT EXAMINER